

REGULAR CITY COUNCIL MEETING
SEPTEMBER 11, 1995

PRESENT

Don Dafoe	Mayor
Gayle Bunker	Council Member
Alan Burraston	Council Member
Robert Dekker	Council Member
Robert Droubay	Council Member

ABSENT

Dorothy Jeffery	City Recorder
Dale Roper	Council Member

OTHERS PRESENT

Judy Baker	City Treasurer
Richard Waddingham	City Attorney
Neil Forster	Public Works Director
Mr. & Mrs. Russell Dutson	City Residents
Steve Lester	City Residents
Scott Brinkman	City Resident
Alan Riding	Asst. Public Works Director
Gregory Schafer	City Accountant

Mayor Dafoe called the meeting to order at 7:00 p.m. Judy Baker, City Treasurer, acted as secretary. Mayor Dafoe stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio stations, and to each member of the City Council by personal delivery two days prior to the meeting.

Council Member Robert Dekker offered an invocation, after which Mayor Dafoe led the Council in the Pledge of Allegiance.

MINUTES

The proposed minutes of a Regular City Council Meeting held August 28, 1995, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Gayle Bunker **MOVED** that the minutes be approved as corrected. The motion was **SECONDED** by Council Member Robert Dekker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Accounts Payable were not presented at this meeting.

UNFINISHED BUSINESS

COUNCIL MEMBER GAYLE BUNKER: SCHEDULE PUBLIC HEARING DATE TO CONSIDER A PROPOSED ZONE CHANGE FROM AGRICULTURAL (A1) TO RURAL RESIDENTIAL (RR) ON PROPERTY LOCATED NORTH OF DELTA ALONG HIGHWAY 6

Mayor Dafoe asked Council Member Gayle Bunker to discuss a property description from Russell Greathouse on property located north of Delta along Highway 6.

Council Member Gayle Bunker MOVED to table discussion of this issue for two weeks in order to obtain a map and further details from Russell Greathouse pertaining to the property description. The motion was SECONDED Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The voting passed unanimously.

NEW BUSINESS

MARGARET DUTSON, CITY RESIDENT: STREET IMPROVEMENT PROJECTS

Mayor Dafoe asked Margaret Dutson to address the City Council regarding Street Improvement Projects.

Rusty and Margaret Dutson were both in attendance, and they referred to the following letter that they submitted to the City Council:

"In October 1993, I addressed the city council regarding the lack of drainage and pavement on 250 E. and 300 So. As recorded in the minutes of the city council meeting on October 25, 1993 a permanent resolution was proposed and would be completed by end of August 1994. In addition Mayor Dafoe said that laying of asphalt could be done next year (1994) as long as it coordinated with Delta City's overall street upgrade plan.

In the council meeting of June 27, 1994, the original permanent solution was moved to be abandoned and a secondary solution was proposed and approved to bring 300

So. and 250 E. up to grade some time in the year of 1994 and then eventually asphalted. Public Works Director Neil Forster said that a culvert would also be required.

In the council meeting of October 11, 1994, Council Member Robert Dekker presented a list of proposed street projects which 250 E. and 300 So. were part of. Prioritizing the project was discussed, with no action to be taken on the 250 E. and 300 So. street projects.

So far the City Council has promised that the street would be brought up to grade by 1994, which it has not. Secondly, they would install a culvert to drain the runoff away from the intersection by August 1994, which they have not done either, causing the original problem of runoff to continue to accumulate at the intersection. In addition to causing the inconvenience of arriving at school with muddy clothes, it also causes a traffic safety hazard for the children as they must walk into the middle of the street and into the path of traffic to pass the accumulation of water. This is a liability that the City should be greatly concerned about.

I want to remind the City Council that the school year has again started and the children must walk to school through the mud caused by the recent rain storms due to lack of action by the city and again take the unnecessary risk of walking in the path of vehicle traffic.

In addition we are prepared to finish our yard to the grade of the road. This includes putting in our driveway and sidewalk. We are unable to proceed with this until the street is raised to grade and the survey is completed so that the sidewalk can be placed properly.

As you can see from the minutes of your council meetings, action on this project is long overdue. Because of this unwarranted lack of action that was promised in the council meetings, we propose that the following action be

taken immediately.

1. Bring 300 So. and 250 E. up to grade.
2. Install the necessary drainage material to drain the runoff away.
3. Properly mark the road boundary for the property owners. Notify Mr. Brinkman, ourselves and others where the boundary is located and what responsibility resides with the property owners.
4. Notify me of where on the priority list is the pavement of 250 E. and 300 So., which according to Council Member Gayle Bunker at the June 27, 1994 council meeting, is required once the curb and gutter are in place."

Discussion was held regarding the letter and possible solutions.

Following discussion, Council Member Robert Dekker MOVED to raise to grade and make the drainage so that it runs north from 300 South to 200 South on 250 East and to have it completed by the end of October if at all possible. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions. There being none, he called for a vote. The motion passed unanimously.

Mayor Dafoe reminded city residents in attendance that they are responsible for maintenance of property from front of curb back to their property.

ATTORNEY RICHARD WADDINGHAM: ORDINANCE VACATING A PORTION OF 300 NORTH STREET BETWEEN 200 EAST AND 350 EAST

Mayor Dafoe asked Attorney Richard Waddingham to present an ordinance vacating a portion of 300 North Street between 200 East and 350 East.

Attorney Waddingham said that according to the official Millard County plat, Millard County School District owns the portion of 300 North Street currently under consideration by Delta City to be vacated. However, there is one small section that is owned by Delta City at the end of 300 East. Attorney Waddingham said that further research is necessary in order to determine what action needs to be taken.

Council Member Alan Burraston MOVED to table discussion of this item in order to allow further research. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none,

Mr. Forster said that this issue was discussed in the last Regular City Council Meeting and the City Council instructed him to get some elevations and some prices to repair the situation. He said that there is adequate elevation to take the storm drain from 100 South all the way through to the drain at 450 South. He also said that in shooting all of the elevations, and in order to make that curb run water that is controllable, the storm drain needs to be taken as far north as possible in a large enough size (24" pipe) to intercept the water that is now feeding into the west side of 200 West.

Mr. Forster presented a list of materials and quoted prices for the project. The estimated amount for materials is \$52,574.60. Mr. Forster said that the materials will be advertised for bid.

Mayor Dafoe said that funding for this project could be paid for out of the Special Projects Account that was established for drainage and street projects.

Following discussion, Council Member Gayle Bunker MOVED to purchase materials as soon as possible to begin the drainage project from 100 South to 450 South. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR DON DAFOE: DELTA CITY'S UTAH CENTENNIAL PROJECT

Council Member Robert Droubay MOVED to table discussion of this issue until a later date. The motion was SECONDED by Council Member Robert Dekker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

CITY RECORDER DOROTHY JEFFERY: APPOINTMENT OF ELECTION JUDGES

In view of City Recorder Dorothy Jeffery's absence, Mayor Dafoe recommended that the following individuals be appointed as Election Judges for Delta City's upcoming election:

District 17

Liz Webb
Dorothy Killpack
Lynn Jeffery

Rita Byrd, Alternate

District 18

Jill Droubay
Marie Young
Shauna Nelson

Council Member Gayle Bunker MOVED to appoint the above mentioned individuals as Election Judges for Delta City's election. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion.

There being none, he called for a vote. The motion passed unanimously.

MAYOR DON DAFOE: SHEPHERD'S LANE BRIDGE

Mayor Dafoe said that Millard County is going to replace the Shepherd Lane Bridge and improve the road that is located on 700 North 100 West. Delta City has a well located on 700 North 100 West and the edge of the improved roadway would fall almost at the edge of the well house. The plans for the project have been submitted by Sunrise Engineering to the State of Utah Department of Environmental Quality. The following is the State's response to the proposed project:

"As you are aware, the road already represents a certain threat to a drinking water source because of the potential for overturned trucks or other vehicular accidents resulting in spills of fuels, chemicals, fertilizers, herbicides, pesticides, etc. Moving the road closer to the well could increase the potential for contamination from such an incident. However, if curb and gutter were installed at that point, this might serve to contain the spill somewhat and reduce your possible exposure. Of course it would be preferable to keep the road as far away as possible, but I realize that there are other existing improvements to be considered. Perhaps the road improvements will not increase traffic, or the type of traffic using the road, in which case the increase in potential would seem relatively small.

Overall, because the road is existing and the potential is already there, I don't know that the proposed change represents a significantly increased risk to the well, and may not be worth eliminating the road improvement project."

Mayor Dafoe said that Millard County has requested to purchase one-third acre of Delta City property for the street improvement project.

Discussion was held and Mr. Forster recommended that approximately 25 feet of a two-foot concrete A-Wall be installed in front of the City well for protection.

Following discussion, Council Member Gayle Bunker MOVED to approve the bridge replacement and street improvement project and deeding 1/3 acre of Delta City property to Millard County with the condition that Millard County provide an A-Wall or similar

protection for the City well. The motion was SECONDED by Council Member Alan Burraston. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.


OTHER BUSINESS

Mayor Dafoe said that in a previous meeting a bid was approved from Zane Bennett for re-siding the Delta Municipal Airport Hangar; however, Zane Bennett is not a licensed contractor. It was decided that Zane Bennett should find a licensed contractor to work under, and Delta City will purchase the materials.

Council Member Gayle Bunker discussed the possibility of annexing certain property owned by the Millard School District and surrounding areas into the Delta City limits. This will be discussed further in a future meeting.

Mayor Dafoe asked if there were any comments, questions or items to be discussed. There being none, Council Member Gayle Bunker MOVED to adjourn. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously. Mayor Dafoe declared the meeting adjourned at 9:10 p.m.


DON DAFOE, Mayor


DOROTHY JEFFERY
Delta City Recorder

MINUTES APPROVED: RCCM 9-25-95